

Message Text

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ACTION SCSE-00

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P 202116Z DEC 74

FM AMEMBASSY SANTIAGO

TO SECSTATE WASHDC PRIORITY 1498

UNCLAS SANTIAGO 7724

E.O. 11652: N/A

TAGS: CASC, CI (NOWODWORSKY, BEVERLY MARIE)

SUBJECT: W/W: CONSULAR ASSISTANCE TO BEVERLY MARIE NOWODWORSKY

1. CONSULATE IN RECEIPT OF COMMERCIAL TELEGRAM DATED DEC. 19, FROM SENATOR EDWARD M. KENNEDY (REPLY TO 2400 A, JFK BUILDING, BOSTON), REQUESTING CONTACT AND ASSISTANCE FOR MRS. NOWODWORSKY, WHOSE HUSBAND DIED IN CHILE ON DECEMBER 10. REQUEST DEPARTMENT INFORM SENATOR KENNEDY OF FOLLOWING ACTIONS TAKEN IN THIS CASE.

2. MRS. NOWODWORSKY CAME TO THE CONSULATE ON 13 DECEMBER TO ASK FOR HELP IN DEALING WITH CHILEAN LEGAL QUESTIONS RESULTING FROM THE DEATH OF HER HUSBAND. AFTER SUBJECT HAD CHOSEN A LAWYER IN VALPARAISO (NEER HER CURRENT RESIDENCE IN QUILLOTA) FROM THE CONSULATE'S LIST OF ATTORNEYS, CONSOFF CALLED THE LAWYER TO EXPLAIN THE CASE, ARRANGE FOR AN APPOINTMENT AND DETERMINE THAT THE LAWYER SPOKE FLUENT ENGLISH (MRS. NOWODWORKSY DOES NOT SPEAK SPANISH). SUBJECT DEPARTED SANTIAGO THE SAME DAY TO GET LEGAL ADVISE.

3. MORNING OF DECEMBER 18 CONSOFF TELEPHONED SUBJECT IN QUILLOTA. SHE ADVISED THAT INITIAL CONVERSATION WITH LAWYER HAD GONE WELL AND THAT HE SAID HE WOULD BE ABLE TO HANDLE THE VARIOUS CHILEAN ASPECTS OF THE CASE, INCLUDING MATTERS OF THE ESTATE. SUBJECT SAID MAIN PROBLEM WAS THAT THE FAMILY OF HER HUSBAND WAS ATTEMPTING TO CONFISCATE ALL HIS POSESSIONS, AS WELLAS TO CLAIM THAT ENTIRE ESTATE SHOULD ACCRUE TO THEM SINCE THEY DID NOT "RECOGNIZE" THEIR SON'S MARRIAGE TO SUBJECT. SUBJECT SAID THAT PER PREVIOUS CONVERSATIONS WITH CONSOFF AND LAWYER, SHE HAD SENT WORD TO A FRIEND IN ALASKA TO OBTAIN AND FORWARD A
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CERTIFIED COPY OF HER MARRIAGE LICENSE. CONSOFF ADVISED SUBJECT

TO TELPEPHONE HIM IMMEDIATELY IF ANY ATTEMPT WERE MADE TO FORCIBLY CONFISCATE HER HUSBAND'S BELONGINGS.

4. DURING TELEPHONE CONVERSATION MORNING OF DEC. 20 SUBJECT SAID CHILEAN LEGAL PAPERWORK WAS BEING PROCESSED, BUT THAT SHE WORRIED ABOUT CONTINUED ATTEMPTS BY HUSBAND'S FAMILY TO OBTAIN RIGHTS TO HUSBAND'S BANK ACCOUNT AND PROPERTY IN ALASKA. SUBJECT DECIDED TO CORRESPOND WITH FRIENDS IN ALASKA AND ASK THEM TO CONTACT A LAWYER THERE FOR ADVICE IN THE MATTER.

5. CONSOFF ADVISED SUBJECT THAT HE WOULD, IF SHE WISHED, TELEPHONE HER LAWYER TO OBTAIN AN UPDATE ON THE LEGAL PROCESS AND CHECK TO MAKE SURE THINGS WERE RUNNING SMOOTHLY. SUBJECT AGREED, AND LAWYER'S OFFICE ADVISES HE WILL BE AVAILABLE FOR CONSULTATION LATE AFTERNOON OF DECEMBER 20. WILL ADVISE RESULTS OF TALK WITH LAWYER.
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